

SCOTTSDALE

# CITY COUNCIL MEETING

## MEETING NOTICE AND AGENDA



### COUNCIL

W.J. "Jim" Lane, Mayor  
Suzanne Klapp  
Virginia L. Korte  
Kathleen S. Littlefield

Linda Milhaven  
Guy Phillips  
David N. Smith

Tuesday, August 25, 2015

*Unless an exception is made, or unless otherwise noted:*

*Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items and during the open call to the public (Public Comment).*

*The Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to the next scheduled Council meeting (August 31, 2015).*

**5:00 P.M.**

### **Marked Agenda**

#### **CITY COUNCIL MEETING**

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

**Call to Order – 5:02 P.M.**

**Roll Call – All present (Vice Mayor Milhaven participated telephonically.)**

*One or more members of the Council may be unable to attend the Council meeting in person and may participate telephonically, pursuant to A.R.S. §38-431(4).*

**Pledge of Allegiance – Boy Scout Troop 916, Troop Leader Richard Slavin**

**Invocation – Pastor Dave Schmidt, Christ Church Lutheran**

**Mayor's Report – Mayor Lane invited students in grades 1 through 12 to participate in the Mayor's Constitution Day Essay Contest.**

**Presentations/Information Updates – Economic Development Director Danielle Casey presentation.**

- [Economic Development Strategic Plan Accomplishments](#)  
Presenter(s): Danielle Casey, Economic Development Director

**Public Comment – Jane Rau announced her induction into the Shaker Heights High School History Hall of Fame and thanked citizens for their support of the McDowell Sonoran Preserve. Paul Eubanks submitted a citizen petition asking the Council to direct staff to include six items in the August 31 discussion on the Special Events Ordinance. Rabbi Robert Kravitz spoke in support of a non-discrimination ordinance.**



PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION BY CONTACTING THE CITY CLERK'S OFFICE AT (480-312-2412). REQUESTS SHOULD BE MADE 24 HOURS IN ADVANCE, OR AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE ACCOMMODATION. FOR TTY USERS, THE ARIZONA RELAY SERVICE (1-800-367-8939) MAY CONTACT THE CITY CLERK'S OFFICE (480-312-2412).

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Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**

## MINUTES

**Request:** Approve the [Special Meeting Minutes of June 16, 2015](#); [June 23, 2015](#); and [July 1, 2015](#); [Regular Meeting Minutes of June 16, 2015](#); [July 1, 2015](#); and [July 2, 2015](#); and [Work Study Session Minutes of June 23, 2015](#).

**– Councilmember Korte made a motion to approve the Special Meeting Minutes of June 16, 2015; June 23, 2015; and July 1, 2015; Regular Meeting Minutes of June 16, 2015; July 1, 2015; and July 2, 2015; and Work Study Session Minutes of June 23, 2015. Councilman Phillips seconded the motion, which carried 7/0.**

## CONSENT AGENDA      ITEMS 1-30

**How the Consent Agenda Works:** The Council may take one vote to act on all of the items on the Consent Agenda, or may remove items for further discussion. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all of the speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

**– Councilwoman Littlefield made a motion to approve Consent Agenda Items 1 through 30, absent Item 17, which was moved to the Regular Agenda. Councilmember Korte seconded the motion, which carried 7/0.**

1. [Days Hotel Scottsdale/Papi Chulo's Liquor License \(71-LL-2015\)](#) – **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 11 (hotel/motel) State liquor license for an existing location with a new owner.  
**Location:** 5101 N. Scottsdale Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
2. [Café 8600 Liquor License \(72-LL-2015\)](#) – **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.  
**Location:** 8600 E. Anderson Drive  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
3. [Scapegoat Liquor License \(73-LL-2015\)](#) - **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a Series 7 (beer and wine bar) State liquor license for a new location and owner.  
**Location:** 7150 E. 5<sup>th</sup> Avenue, Suite 100  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)

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4. **[Inde Fusion Liquor License \(74-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.  
**Location:** 7704 E. Doubletree Ranch Road, Suite 105  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
5. **[Scottsdale House Liquor License \(75-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 14 (private club) State liquor license for an existing location and owner, new series license.  
**Location:** 4800 N. 68<sup>th</sup> Street  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
6. **[Ricky's Tacos & Beer Liquor License \(76-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 12 (restaurant) State liquor license.  
**Location:** 7323 E. Shoeman Lane  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
7. **[Eat! West of Brown Liquor License \(77-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.  
**Location:** 7240 E. Main Street, Suite C-100  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
8. **[Joe's New York Pizza Liquor License \(78-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person transfer of a Series 7 (beer and wine bar) State liquor license for an existing location with a new owner.  
**Location:** 7321 E. Shoeman Lane  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
9. **[Social Tap Liquor License \(79-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a Series 6 (bar) State liquor license for an existing location with a new owner.  
**Location:** 4312 N. Brown Avenue  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
10. **[Zoe's Kitchen Liquor License \(80-LL-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.  
**Location:** 14601 N. Scottsdale Road, Suite 701  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
11. **[Permanent Extension of Premises for Clancy's Pub Pizza & Grill \(9-EX-2015\)](#) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license.  
**Location:** 4432 N. Miller Road, Suite 107  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)

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12. [Scottsdale Ranch Community Association Wireless Site Flag Pole WCF \(44-UP-2000#3\)](#) – **Approved on Consent.**  
**Request:** Find that the conditional use permit criteria have been met, and adopt  
**Resolution No. 10207** approving the renewal of a Type 4, Alternative Concealment-Wireless Communication Facility, concealed within two existing flag poles, with Open Space, Planned Community District (O-S PCD) zoning.  
**Location:** 10585 N. 100<sup>th</sup> Street  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
13. [International School of Arizona \(6-UP-2015\)](#) – **Approved on Consent.**  
**Request:** Find that the conditional use permit criteria have been met, and adopt  
**Resolution No. 10208** approving a Conditional Use Permit for an educational service, elementary and secondary school, to allow for a new private school in an existing 59,500± square-foot building with Industrial Park, Planned Community (I-1 PCD) zoning.  
**Location:** 9522 E. San Salvador Drive  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
14. [Cochise Manor GLO Abandonment \(7-AB-2012#2\)](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10209** authorizing the abandonment of:
  1. 270± feet of the full 33-foot-wide GLO easement located on the west side of a parcel located at 10569 N. 131<sup>st</sup> Street with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
  2. 570± feet of the full 33-foot-wide GLO easement located on the east side of parcels located at 10425, 10473, and 10521 N. 131<sup>st</sup> Street with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
  3. 257± feet of the north 8 feet of the 33-foot-wide GLO easement located on the south side of a parcel located at 10425 N. 131<sup>st</sup> Street with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
15. [Pinnacle Peak Patio Abandonment \(7-AB-2014\)](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10101** authorizing the abandonment of portions of right-of-way with Townhouse Residential and Central Business District Environmentally Sensitive Lands (R-4 ESL & C-2 ESL) zoning.  
**Location:** North of the intersection of E. Pinnacle Peak Parkway and E. Jomax Road, adjacent to a parcel at 10424 E. Jomax Road  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
16. [Morgan Residence Abandonment \(4-AB-2015\)](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10200** authorizing the abandonment of an 8-foot-wide GLO easement with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.  
**Location:** East side of the property located at 12590 E. Gold Dust Avenue (126<sup>th</sup> Street, North of Gold Dust)  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

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17. [Schoneck Residence Rezoning \(103-ZN-1985#3\)](#)  
**Request:** Adopt **Ordinance No. 4219** authorizing an amendment to the development standards and stipulations for Case No. 103-ZN-1985 to allow improvements outside the building envelope on lot 4 within the Montana Del Tesoro Subdivision with Single-Family Residential District, Environmentally Sensitive Lands, Hillside District R1-43 ESL (HD) zoning.  
**Location:** 10570 E. Pinnacle Peak Road  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)  
– **Senior Planner Keith Niederer presentation.**  
– **Councilmember Korte made a motion to adopt Ordinance No. 4219 authorizing an amendment to the development standards and stipulations for Case No. 103-ZN-1985 to allow improvements outside the building envelope on lot 4 within the Montana Del Tesoro Subdivision located at 10570 E. Pinnacle Peak Road. Councilwoman Klapp seconded the motion, which carried 6/1, with Councilman Smith dissenting.**
18. [DC Ranch Ordinance Adoption – Parcels T4B, LP2, and the Sierra Pinta Wash Channel Rezoning \(54-ZN-1989#2N\) – Approved on Consent.](#)  
**Request:** Adopt **Ordinance No. 4221** affirming the zoning classification approved in Case No. 54-ZN-1989#2 approving final ordinance adoption for the Sierra Pinta Wash Channel, as Single-Family Residential, Planned Community District (R1-18 PCD) and the zoning classification approved in Case No. 54-ZN-1989#8 approving final ordinance adoption for parcels T4B and LP2 as Planned Community Center, Planned Community District (PCC PCD) and Single-Family Residential, Planned Community District (R1-10 PCD).  
**Location:** Northeast corner of N. Pima Road and E. Sierra Pinta Drive; east of the intersection of N. Thompson Peak Parkway and E. Legacy Boulevard  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
19. [El Regalo West Final Plat \(18-PP-2013#2\) – Approved on Consent.](#)  
**Request:** Approve the final plat for a new 25-lot, single-family residential subdivision on 8.84± acres, with Planned Community (P-C), Environmentally Sensitive Lands zoning with a comparable zoning district of Town House Residential (R-4) District.  
**Location:** North of the northeast corner of N. Scottsdale Road and E. Westland Drive  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
20. [Francis Residence Hardship Exemption \(1-HE-2015\) – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10218** approving a hardship exemption from the current Environmentally Sensitive Lands requirements pertaining to wall setbacks on a 51,245± square-foot property with Single-Family Residential District, Environmentally Sensitive Lands (R1-43 ESL) zoning.  
**Location:** 12684 E. Turquoise Avenue  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
21. [Maricopa Association of Governments Uniform Standard Specifications and Details for Public Works Construction, with the 2015 Revisions, and the 2015 Scottsdale Supplement – Approved on Consent.](#)  
**Request:** Adopt **Ordinance No. 4209** authorizing the adoption of the Uniform Standard Specifications and Details for Public Works Construction, with the 2015 revisions, and the 2015 Scottsdale Supplement.  
**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)
22. [2015 Community Services Master Plan – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10204** approving the 2015 Community Services Master Plan.  
**Staff Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

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23. [Arizona 2016 College Football Championship Hospitality and Promotional Agreement – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10121** to authorize:
  1. Funding, not to exceed \$250,848, from the Event/Event Development portion of transient lodging (bed) tax funds for promoting the City through the College Football Playoff National Championship event.
  2. Agreement No. 2015-125-COS with Arizona 2016 College Football Championship, LLC.**Staff Contact(s):** Steve Geiogamah, Acting Tourism and Events Director, 480-312-4013, [sgeiogamah@scottsdaleaz.gov](mailto:sgeiogamah@scottsdaleaz.gov)
24. [Transit Service Intergovernmental Agreement Amendment – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10195** authorizing Agreement No. 2014-054-COS-A2 with the City of Phoenix to increase the cost from \$1,754,463 to \$1,981,976 for the provision of fixed route transit service for FY 2015/16.  
**Staff Contact(s):** Paul Basha, Transportation Director, 480-312-7651, [pbasha@scottsdaleaz.gov](mailto:pbasha@scottsdaleaz.gov)
25. [SRP Well Sites Land Use License Agreement – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10211** authorizing Agreement No. 2015-197-COS with the Salt River Project Agricultural Improvement and Power District (SRP) to allow the City to enter certain well sites and to install, operate, maintain, and remove water control and pump equipment for the purpose of directly connecting SRP wells to the City's water system.  
**Staff Contact(s):** Brian Biesemeyer, Water Resources Director, 480-312-5683, [bbiesemeyer@scottsdaleaz.gov](mailto:bbiesemeyer@scottsdaleaz.gov)
26. [Audit Committee Recommendation for Library Board Sunset Review – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10202** accepting the Audit Committee's recommendation and authorizing the continuation of the Library Board.  
**Staff Contact(s):** Sharron Walker, City Auditor, 480-312-7867, [swalker@scottsdaleaz.gov](mailto:swalker@scottsdaleaz.gov)
27. [City Auditor's Fiscal Year 2015/16 Audit Plan – Approved on Consent.](#)  
**Request:** Approve the City Auditor's FY 2015/16 Audit Plan, as recommended by the Council's Audit Committee at its June 22, 2015, meeting.  
**Staff Contact(s):** Sharron Walker, City Auditor, 480-312-7867, [swalker@scottsdaleaz.gov](mailto:swalker@scottsdaleaz.gov)
28. [Fuciarelli v. City of Scottsdale et al. Legal Fees – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10194** authorizing legal fees to be incurred in Contract No. 2015-035-COS with the law firm of Struck Wieneke & Love, in an amount not to exceed a total of \$150,000 for the defense of *Fuciarelli v. City of Scottsdale et al.*, Case No. CV-14-01078-PHX-GMS, currently pending in the United States District Court.  
**Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov)
29. [Arizona Department of Revenue Memorandum of Understanding – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 10223** authorizing the City Treasurer to execute a Memorandum of Understanding with the Arizona Department of Revenue pertaining to performance measures for the processing of municipal transaction privilege and affiliated excise taxes.  
**Staff Contact(s):** Jeff Nichols, City Treasurer, 480-312-2364, [jenichols@scottsdaleaz.gov](mailto:jenichols@scottsdaleaz.gov)
30. [Monthly Financial Report – Approved on Consent.](#)  
**Request:** Accept the FY 2014/15 Monthly Financial Report as of May 2015.  
**Staff Contact(s):** Judy Doyle, Budget Director, 480-312-2603, [jdoyle@scottsdaleaz.gov](mailto:jdoyle@scottsdaleaz.gov)

## REGULAR AGENDA      ITEMS 31-32

**How the Regular Agenda Works:** The Council takes a separate action on each item on the Regular Agenda. If you wish to address the Council regarding any or all of the items on the Regular Agenda, please complete a Request to Speak card for each topic you wish to address and submit it to the City Clerk. Speakers will be given at least three minutes to speak per item. Additional time may be granted to speakers representing two or more persons. Cards for designated speakers and the persons they represent must be submitted together. **Comment cards must be submitted before public testimony has begun on that item.**

31. [McDowell Corridor Revitalization Street Banner Program](#)  
**Request:** Adopt **Resolution No. 10180** establishing the McDowell Corridor Revitalization Street Banner Program to allow display of banners for public/government purposes within the City's right-of-way for a period of two years, beginning on October 1, 2015, and automatically terminating on September 30, 2017.  
**Presenter(s):** Andrew Chi, Associate Planner  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)  
– Associate Planner Andrew Chi presentation.  
– Councilmember Korte made a motion to not adopt Resolution No. 10180 establishing the McDowell Corridor Revitalization Street Banner Program. Councilwoman Littlefield seconded the motion, which carried 6/1, with Councilman Smith dissenting.
32. [Rockbar Outdoor Dining License Agreement](#)  
**Request:** Presentation, discussion, and possible direction to staff regarding the disposition of Agreement No. 2004-010-COS with J.E. Southwest Group Real Estate, LLC. The license area is a 440 square-foot portion of a 16-foot public alley located immediately north of the 4245 N. Craftsman Court building. This building has been occupied since June 2011, by Rockbar Inc., as a bar/live music venue known as Rockbar.  
**Presenter(s):** Dan Worth, Public Works Director  
**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)  
– Public Works Director Dan Worth presentation.  
– Councilman Phillips made a motion to put Rockbar on probation for a year to give the property owner, the restaurant owner, and the City time to meet and work out a deal. The motion died for lack of a second.  
– Councilman Smith made a motion to direct staff to do an administrative termination of the outdoor dining license agreement. Councilwoman Littlefield seconded the motion, which failed 3/4, with Mayor Lane, Vice Mayor Milhaven, and Councilmembers Klapp and Korte dissenting.  
– Councilmember Korte made a motion to direct staff to present a modified outdoor dining license agreement to the licensee that would clarify under what conditions the licensee may continue to occupy the license area and patio, modifications to include a requirement of a kitchen and food service. Mayor Lane seconded the motion, which carried 4/3, with Councilmembers Littlefield, Phillips, and Smith dissenting.

### **Public Comment – None**

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**

## CITIZEN PETITIONS

### ITEM 33

**Citizen Petitions:** This portion of the agenda is reserved for the submission and/or consideration of citizen petitions. There is no limit on the number of petitions a citizen may submit; however, **each citizen is limited to a total time of three minutes to speak to his/her petition(s)**. A Request to Speak card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

33. **Receipt of Citizen Petitions – Mayor Lane received confirmation from the City Attorney that the Council would be able to discuss the concerns raised in the citizen petition during the August 31 Study Session on the City’s Special Events Ordinance without any further action on the part of the Council. Mayor Lane made a motion to take no action on the citizen petition that was submitted by Paul Eubanks asking the Council to direct staff to include six items in the August 31 discussion on the Special Events Ordinance. Councilmember Korte seconded the motion, which carried 7/0.**

**Request:** Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to agendize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

**Staff Contact(s):** Carolyn Jagger, City Clerk, 480-312-2411, [cjagger@scottsdaleaz.gov](mailto:cjagger@scottsdaleaz.gov)

## MAYOR AND COUNCIL

### ITEM 34

34. **Request to Agendize a Discussion on the Disposition and Use of Real Property**

**Request:** At the request of Councilmembers Smith and Littlefield, direct staff to agendize: A discussion and possible direction to staff regarding amendments to Scottsdale Revised Code Section 2-221 (Disposition and Use of Real Property) placing restrictions on the conditions that allow disposition of real property interests without public auction; specifically, Section 2-221(b)(1) whereby a disposition without public auction may be made by *“Exchange [of] real property . . . and Section 2-221(b)(5) whereby a disposition without auction may be made to “. . . any person . . . who owns an interest in adjoining real property . . .”*.

**Note:** The only Council action to be taken on Item No. 34 is a decision on whether to agendize the referenced matter at a future Council meeting. No public comment will be taken at this time.

**– Councilman Smith made a motion to direct staff to agendize a discussion and possible direction to staff regarding amendments to Scottsdale Revised Code Section 2-221, particularly Sections 2-221(b)(1) and Section 2-221(b)(5), and to come back to Council with alternatives for placing restrictions that allow disposition of real property interests without public auction. Councilwoman Littlefield seconded the motion, which carried 7/0. The Council left it up to the City Manager to determine whether the discussion would be agendized as a Study Session or a Regular Council Meeting item.**

**Adjournment – 7:45 P.M.**